

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF ARIZONA

Darlene Lewis, )  
Plaintiff, ) MDL Case No. 2:15-md-02641-DGC  
v. ) Civil Action No. CV-16-03429-PHX-DGC  
C. R. Bard, Inc. and Bard Peripheral Vascular, Inc., )  
Defendants. )

## WAIVER OF THE SERVICE OF SUMMONS

To: Lomurro Law  
(Name of plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entities I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entities I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 02/11/2020, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entities I represent.

Date: February 12, 2020

/s/ Richard B. North, Jr.

*Signature of the attorney or unrepresented party*

C. R. Bard, Inc. and Bard Peripheral Vascular, Inc.

*Printed name of party waiving service  
of summons*

Richard B. North, Jr. (Ga. Bar No. 545599)

Printed Name

Nelson Mullins Riley & Scarborough, LLP

201 17<sup>th</sup> St., N.

## **Address**

richard.north@...

(404) 322-6155

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#### **Duty to Avoid Unnecessary Expenses of Serving a Summons**

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has jurisdiction over the defendant, or that the defendant's conduct is illegal.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been